

To: Russ, Timothy[Russ.Tim@epa.gov]; Jackson, Scott[Jackson.Scott@epa.gov]; Hinkle, Vanessa[Hinkle.Vanessa@epa.gov]; Daly, Carl[Daly.Carl@epa.gov]
From: Bohan, Suzanne
Sent: Wed 1/8/2014 3:50:08 PM
Subject: RE: NPL comments due 1/8 - Response for Suzanne's Comment SJB3

Just to clarify, in addition to the question that Tim highlighted below, there are two other comments that I'd like Carl and Scott to review.

Thanks,

Suzanne

From: Russ, Timothy
Sent: Wednesday, January 08, 2014 8:45 AM
To: Jackson, Scott; Hinkle, Vanessa; Bohan, Suzanne; Daly, Carl
Subject: FW: NPL comments due 1/8 - Response for Suzanne's Comment SJB3

Hi Everyone,

Below is Suzanne's comment/question:

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Ex. 5 - Deliberative Process My records show the last time we discussed general conformity issues with both the BLM and WDEQ was on September 16, 2013. From my notes from the conference call:

General Conformity Permit Exemption Issue:

Referred to BLM

Referred to BLM

Referred to BLM

Scott asked Charis if she had reviewed our comments, as provided in his email of last Wed. and which Suzanne had sent previously, that stated our concerns that this particular exemption for NSR/PSD permitted minor and/or major sources only applied to stationary sources. At that point, BLM deferred to WDEQ (Darla Potter) who went into a discussion on how these permits (both for stationary sources and temporary sources/activities) were based on WAQSR Chapter 6 for NSR and have helped reduce emissions in the UGRB. We brought up the continuing issue of permits for drill rigs, as an example, and how these are temporary, non-stationary sources and would not be applicable for the general conformity exemption. This led to WDEQ stating there was an ongoing difference of opinion between EPA and WDEQ on this issue and that the permits were issued by WDEQ's delegated authority and as per the CAA. Scott defused this by stating that we were not saying that we had an issue with the State's delegated permit program, but (and circling back) that these types of temporary sources/activities did not meet the definition of a stationary source for the general conformity permit exemption. We asked that BLM provide us with a list of what they consider "equipment and activities" that they believed met the general conformity permit exemption. BLM indicated they would defer to the State to develop such a list for forwarding to EPA (no time frame for this). In the end, WDEQ (Darla) stated she would be raising this general conformity permitting exemption issue to her director and to the director of WDEQ.

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Please let me know if there are any questions.

Thanks!

Tim

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From: Jackson, Scott
Sent: Wednesday, January 08, 2014 7:44 AM
To: Hinkle, Vanessa
Cc: Daly, Carl; Russ, Timothy
Subject: RE: NPL comments due 1/8

Hi Vanessa,

Yes, I'm OK with them with Suzanne's edits incorporated. Tim, can you please answer Suzanne's question in her comment labeled "SJB3" Thanks.

Scott Jackson, Unit Chief

Indoor Air, Toxics and Transportation Unit
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From: Hinkle, Vanessa
Sent: Tuesday, January 07, 2014 5:44 PM
To: Jackson, Scott
Cc: Daly, Carl; Russ, Timothy
Subject: FW: NPL comments due 1/8

Scott – are you ok with these comments? I was comfortable based on my notes and discussions with Tim. Suzanne just wanted to be sure since we have had numerous discussions on this topic with WDEQ and BLM.

Vanessa

From: Bohan, Suzanne
Sent: Tuesday, January 07, 2014 4:57 PM
To: Hinkle, Vanessa
Subject: RE: NPL comments due 1/8

A few comments attached.

I would like to make sure Scott and Carl are comfortable with 2 of the general conformity questions.

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Ex. 5 - Deliberative Process

Thanks for getting these comments pulled together with so much else on your plate! Nice job!

Suzanne

From: Hinkle, Vanessa
Sent: Tuesday, January 07, 2014 10:21 AM
To: Bohan, Suzanne
Subject: NPL comments due 1/8

Hi Suzanne – These are due to BLM tomorrow. I am waiting to hear back from Greg on the highlighted comments, but time is running out. I thought you could take a look at the others while Greg is reviewing the groundwater comments.

Vanessa

I don't recall that we have ever asked for this. Why is this important?